

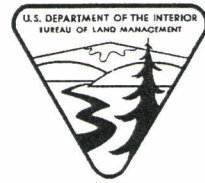
M/023/074



United States Department of the Interior

BUREAU OF LAND MANAGEMENT FILLMORE FIELD OFFICE

35 East 500 North
Fillmore, UT 84631
<http://enbb.blm.interwebdesign.com>



In Reply Refer to:
3800
(U-010)

June 7, 2001

CERTIFIED MAIL # 7099 3220 0002 6774 4682
RETURN RECEIPT REQUESTED

TONY PECK
75 S 600 E
LEHI UT 84043

Dear Mr. Peck:

We are in receipt of a Plan of Operations (Plan) for Section 6, T. 14 S., R. 19 W. in which you are listed as the operator. In a preliminary review of the Plan, we noticed some deficiencies we would like to bring to your attention. We will address them in order of the requirements in 43 CFR 3809.401(b) which describes the information that must be included in a Plan.

§3809.401(b)(1):

Most of the information is adequate, except that your mining claims, the Pleasant Valley White #1 and #2, are not described on the Notice of Location as being in the same location as your proposed operation. Section 6 is oversized, therefore, except for the SE $\frac{1}{4}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$, it was surveyed in lots. Regulations require that placer claims be located as much as possible in conformance with the surveyed description. An overlay of the map enclosed with the Plan on the Master Title Plat (copy enclosed) revealed that your operation will take place in Lots 1, 2, 7, 8, 9, 11 and 12. The Pleasant Valley White #1 is described as encompassing the SW $\frac{1}{4}$ of Section 6. To cover the major part of your proposed operations, the location description could be amended to be lots 7, 8, 11 and 12, and would encompass 160 acres.

Pleasant Valley White #2 is described as encompassing the NW $\frac{1}{4}$ of Section 6. To cover the rest of the area of your proposed

operations, the location description could be amended to be lots 1, 2, and 9, and would encompass 153.57 acres.

Amending the legal description of the claims need not involve relocating them, but simply entails submitting an amended Notice of Location to the county recorder. Both the original and amended location notices should then be submitted to the State Office of the Bureau of Land Management.

§3809.401(b)(2)

(i) The maps are too small of scale to reflect the true on-the-ground impacts. Your Plan proposes a "24/7 watchman" but does not indicate the location of the watchman quarters, nor does it describe the facilities (trailer, septic tank, water storage, etc.) or their location. The access roads to the actual mine site have not been depicted.

(ii) The actual design of the mine, including the location of the waste dumps have not been supplied.

(iii) The location of the mine, crusher, and topsoil stockpile indicate that natural drainages may be blocked or rerouted. This must be addressed in the Plan.

(iv) By "rock characterization" the regulations are concerned with the leachates that may occur when the rock is exposed to the elements. Any rock that may put off an acid or toxic drainage should be addressed.

(v) By "quality assurance plans" the regulations are concerned with the disposal of material that does not meet the standards the operator requires.

(vi) Spill contingency plans are more applicable in operations in which fluids such as cyanide solutions are used, but also can mean fluids such as fuel that are brought and stored on site.

(vii) No schedule of operations was provided.

(viii) The plan does not address whether the existing roads in the area will have to be upgraded, nor the standards (width, cut, road base) to which all roads used in the operation will be subject.

§3809.401(b)(3)

(i) If any open drill holes remain at the end of the mine life, they must be plugged to the Utah Division of Oil, Gas and Mining (UDOGM) standards.

(ii) and (iii) What will the mine look like when the operation is complete? (See (2)(iii) above). Will waste dumps be pushed back into the mine site, or will they be recontoured in place?

(iv) Riparian areas should not be an issue in this case, none have been identified in the area.

(v) In this case, wildlife rehabilitation should be generally covered by adequate reclamation.

(vi) The map depicts one topsoil stockpile that appears to be too far removed from the actual minesite to be practical.

(vii) Test plots may be necessary to determine a suitable seed mix for revegetation.

(viii) Since the material proposed to be mined is Calcium Carbonate, acid forming or toxic materials will probably not be an issue with this plan.

(ix) This is adequately addressed in the Plan.

(x) Post closure management will probably consist mostly of monitoring the success of establishing vegetation on the disturbed areas.

§3809.401(b)(4)

Monitoring plans should be developed in consultation with the Utah Department of Environmental Quality in addition to the BLM and UDOGM.

§3809.401(b)(5)

The interim management plan must discuss the measures you will take to stabilize the mine site in the event of a seasonal or unplanned shutdown. Such items as the crusher, and other difficult to remove equipment may be left on site, and a

watchman may remain to secure the property. However, the Plan must address your intentions in this regard.

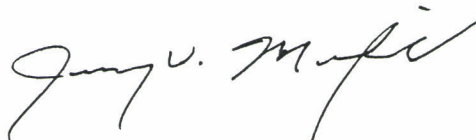
Please correct the deficiencies in the Plan and resubmit it as soon as possible.

We are also in receipt of a letter in which Jeff Meinhardt has expressed desire to take over the Notice submitted by Joe Dunlop. However, the content of this Plan indicates that the activity you plan to undertake will constitute a "material change" in the Notice, and as such an amendment and financial guarantee will be required.

Due to the apparent reluctance of Mr. Dunlop to transfer his notice, you should submit a new notice that accurately reflects any exploration activity you will undertake, namely the road construction to the mine site, and the drilling program. The Notice should be accompanied by a reclamation cost estimate for the exploration and a financial guarantee for that amount.

If you have any questions, please feel free to contact me at (435)743-3125.

Sincerely,

A handwritten signature in black ink, appearing to read "Jerry V. Mansfield".

Jerry Mansfield
Geologist

Enclosure:

Portion of Master Title Plat

cc: **D. Wayne Hedberg**, UDOGM (Copy of Mining Plan Enclosed)
Teressa and Clay Peck, 268 E 300 S, Lehi, UT 84043
Rialeen and Cole Peck, 1512 N 1300 E, Lehi, UT 84043
Stephanie and Jeff Meinhardt, 4515 W 2500 N, Delta, UT 84624